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FEDERAL COMMUNICATIONS COMMISSION  
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APR 26 1994

FEDERAL COMMUNICATIONS COMMISSION  
OFFICE OF SECRETARY

In re Application of ) MM Docket No. 93-176  
RICHARD RICHARDS ) File No. BRTTL-921116IG  
For Renewal of License )  
of Low Power Television )  
Station K33CG )  
Sierra Vista, Arizona )  
To: Administrative Law Judge )  
Richard L. Sippel )

**RICHARD RICHARDS**  
**PROPOSED FINDINGS OF FACT AND CONCLUSIONS OF LAW**

Thomas Schattenfield, Esq.  
Gerald P. McCartin, Esq.

ARENT FOX KINTNER PLOTKIN & KAHN  
1050 Connecticut Avenue, N.W.  
Washington, D.C. 20036-5339  
202/857-6020

Counsel for Richard Richards

DATE: April 26, 1994

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**AND CONCLUSIONS OF LAW**

Richard Richards ("Richards"), licensee of low power television station K33CG, Sierra Vista, Arizona (the "Station"), by his attorneys, hereby submits his proposed findings of fact and conclusions of law in the above-referenced proceeding.

**I. INTRODUCTION**

1. On November 16, 1992, Richards filed an application for the renewal of the license of the Station (File No. BRTTL-921116IG) (the "Renewal Application"). By Hearing Designation Order (FCC 93-305) released June 28, 1993 ("HDO"), the Commission designated the Renewal Application for hearing on the following issues:

- (a) to determine, in light of Richard Richards' conviction for violating Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(D) and 841(b)(5), whether Richards possesses the requisite qualifications to be the licensee of Station K33CG.

- (b) to determine, in light of the evidence adduced pursuant to the foregoing issue, whether the grant of the application to renew the license of Station K33CG will serve the public interest, convenience and necessity.

The burdens of proceeding and proof on these issues were assigned to Richards (HDO at ¶5).<sup>1/</sup>

2. On July 8, 1993, the Presiding Judge issued a Pre-Hearing and Trial Order (FCC 93M-446) directing Richards to submit a summary of his mitigation evidence and setting forth a procedural schedule. No pre-hearing conference was held in this proceeding. Hearings were held in Washington, D.C. on December 15, 1993, and February 23, 1994. The record was closed on March 14, 1994. The Presiding Judge specified March 28, 1994, as the deadline for filing proposed findings of fact and conclusions of law. (Tr. 240.)<sup>2/</sup> This deadline was ultimately extended to April 26, 1994.

## II. SUMMARY

3. Richard Richards was convicted in July 1992 of possessing less than 50 kilograms of marijuana with intent to distribute and cultivating marijuana on federal property. On July 25, 1991, 38 unmaturing marijuana plants were seized on his property and adjacent federal property. The stipulated facts are

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<sup>1/</sup> There is also pending an application to assign the Station's house to Lisa Weick. This application is being held in abeyance pending the outcome of this proceeding (HDO at p. 2).

<sup>2/</sup> Pages of the record will be cited herein as "Tr. \_\_\_\_"; Richards' hearing exhibits will be cited as "Richards Ex. \_\_\_\_, p. \_\_\_\_"; and Mass Media Bureau hearing exhibits will be cited as "MMB Ex. \_\_\_\_, p. \_\_\_\_".

that when these plants matured, 19 of them would have been male plants and would have been discarded. Of the remaining 19 plants, 10 were transplanted plants of a friend of Richards who asked Richards to tend them and return them to him when they reached maturity. Richards agreed to do so. After delivering 10 plants to his friend, 9 plants would have remained for Richards' disposition. Based on Richards' smoking habits at the time and the amount of usable marijuana that could be derived from the nine plants, the record supports Richards' testimony that these nine plants were being grown for his personal use.

4. The Commission's drug policy statement calls drug trafficking an "egregious crime against society" and decries the "systematic devotion to a criminal enterprise" and the "callous disregard for the welfare of fellow citizens" that it represents. The conduct underlying Richards' conviction does not fit into this category. Indeed, it is a stretch to label his conduct as "drug trafficking." Only in the most technical of senses does Richards' agreement with his friend constitute an agreement to "distribute" marijuana. Even if technically characterized as drug trafficking, on a drug trafficking scale of one to 10, Richards' crime would rate a "minus one" in terms of seriousness. The fact that Richards received no jail time as a result of his conviction and was not deprived of his federal benefits supports this conclusion. Standing alone, therefore, Richards' conviction does not warrant his disqualification as a Commission licensee.

5. Moreover, the record contains ample evidence of mitigation and rehabilitation. Richards' misconduct was a one-time occurrence. Richards has not been involved in any wrongdoing since December 31, 1991. His low power television station has not been cited for any FCC violations.

Significantly, 25 members of the Sierra Vista community, all of whom were aware of his drug offense, testified unequivocally in support of Richards' good character and outstanding reputation for truthfulness and reliability in the Sierra Vista community.

6. In view of these mitigating factors and the borderline nature of Richards' misconduct, it is clear that Richards can be relied upon in the future to deal truthfully with the Commission and to comply with its rules. The Renewal Application should be granted.

### **III. PROPOSED FINDINGS OF FACT**

#### **A. Background**

7. Richards was born on July 31, 1940. He grew up in the Chicago, Illinois metropolitan area. After graduation from high school, Richards moved to California and attended Los Angeles City College for two years. He lived in Los Angeles for approximately 10 years, working in the entertainment field, including acting and writing, and as a hairdresser and real estate agent. Richards moved to Sierra Vista, Arizona, in approximately 1968. Since that time, he has worked primarily as a grower and distributor of health food. He currently lives on

80 acres of leased farmland in St. David, Arizona, on 12 acres of which he grows organic vegetables, primarily carrots, which he sells. (Richards Ex. R1, p. 1.)

**B. The Station**

8. The Station rebroadcasts the signal of Station KTBN-TV, Santa Ana, California, 24 hours a day. Station KTBN-TV originates the programming of the Trinity Broadcasting Network ("TBN"), a Christian religious network, which has affiliates throughout the United States and in other countries. The programming includes talk shows, religious education, evangelists, religious music, prayer and church services and inspirational and family programs. (Id.)

9. Richards believes the Station's signal covers a population of between 50,000 and 60,000. Neither the Station's signal, nor TBN, is carried on cable in the area served by the Station; listeners must therefore have a UHF antenna and booster to receive it. Richards has personally installed about 250 antennas and boosters for this purpose. He believes the Station currently serves between 1,000 and 2,000 homes. Based on his conversations with listeners, he believes they depend on the Station as the only available source of programming espousing good moral values on a consistent basis. (Id. at pp. 1-2.)

10. Richards devotes approximately 20 hours per week to the maintenance and operation of the Station, including the installation of antennas and boosters for new listeners. The Station has no employees. (Id. at p. 2.)

11. Richards spent approximately \$42,000 of his own money constructing the Station. He initially operated it at his own expense. Monthly operating expenses averaged approximately \$1,000 and the Station generated no revenue. This did not concern him because his purpose in constructing and operating the Station was not to make money, but to spread God's word. He later learned that TBN would enter into an affiliation agreement with an operator pursuant to which TBN would return 80% of all donations it received from Station listeners in order to defray operating costs. He entered into such an agreement with TBN and has been operating pursuant to it since March 1, 1992. Net revenue from the Station's operation averaged approximately \$360 per month for the first nine months of 1993. This money is available for extraordinary Station expenses and for use by Richards for his day-to-day living expenses. (Id. at pp. 2-3.)

12. As of December 1993, Richards was working toward his goal of originating local programming over the Station. This programming would include local news and sports, chamber of commerce information and children's programming. He has purchased two VHS cameras. He has visited approximately 10 local churches and discussed their participation in programming on the Station. He has also filmed services at three of these churches for test purposes. Under his agreement with TBN, he is permitted to originate up to 3.5 hours per day. He has not yet decided how many hours per week he will originate programming. His goal, however, is to broadcast enough local programming to qualify for

inclusion on the local cable system, which currently serves approximately 35,000 homes. (Id. at p. 3.)

**C. Circumstances Underlying Conviction**

13. On May 4, 1992, Richards pled guilty to possession of less than 50 kgs of marijuana with intent to distribute and cultivating marijuana on federal property in violation of Title 21, United States Code, Sections 841(a)(1), 841(b)(1)(D) and 841(b)(5). Richards testified that he has never sold marijuana or any other illegal drug. He acknowledged he did grow some marijuana plants on his property and on adjacent federal property, but this was solely for personal use. The plants, which were of the "indica" variety, were seized by the authorities on July 25, 1991. Some of the seized plants were transplanted plants of a friend of Richards who had asked Richards to tend them and to return them to him when they reached maturity. Richards agreed to do so. He understood that this agreement constituted an intent to "distribute" marijuana for purposes of his conviction. (Id. at pp. 3-4.)

14. At the time the marijuana plants were seized on July 25, 1991, they had not yet matured into male or female plants. Richards intended to uproot and discard the male plants as soon as they could be identified to prevent the pollination of the female plants so that the female plant buds would be seedless (i.e., sinsemilla), thereby maximizing the potency of the buds. As a heavy user of marijuana, Richards had developed a tolerance to it, so potency was important to him. He intended to remove a

good portion of the leaves from the female plants on a monthly basis during the balance of the growth cycle because it was his belief this would increase the potency of the buds. Richards also intended to return 10 of the mature female plants to his friend pursuant to their agreement. (Richards Exhibit R30.)

15. After discarding the male plants and delivering 10 female plants to his friend, nine female plants would have remained for Mr. Richards' disposition. On average, one mature indica marijuana plant will yield 277 grams (approximately 5/8 of a pound) of usable marijuana, one-half "bud" and one-half "leaf." (Joint Ex. 1.) These nine plants would therefore produce a potential usable amount of 2,493 grams, or approximately 5.5 pounds,<sup>3/</sup> of marijuana, 2.75 pounds each of bud and leaf. Mr. Richards consumed approximately four pounds of marijuana per year. (Tr. 78.) He smoked only the best, i.e., highest potency, marijuana. (Tr. 152.) Potency of marijuana is a function of the amount of psychoactive cannabinoids, primarily tetrahydrocannabinol ("THC"), present in the smoked material. The THC content of the bud portion of a marijuana plant averages approximately 5%; the THC content of the leaf portion averages approximately 1%. (Joint Ex. 1.) The preponderance of the evidence therefore supports Mr. Richards' testimony that these nine plants were being grown for his personal use.

16. On July 31, 1992, Richards was convicted and sentenced to (i) five years' supervised probation, (ii) seven months' house

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<sup>3/</sup> One pound equals 453.6 grams.

arrest and (iii) substance abuse testing and treatment. As part of his plea agreement, he also consented to a judgment in a concurrent civil action pursuant to which he forfeited his 82.5 acre ranch, including his house, which he estimated to be worth approximately \$550,000 as of 1985, and double that amount in 1993. (Richards Exhibit R1, p. 4; Tr. 148-150.) The sentencing judge declined to revoke any of Mr. Richards' federal benefits (which could have included his Station license) as permitted under 21 U.S.C. Section 862. (Richards Ex. R28.)

**D. Richards' Record**

17. Richards has not been convicted of any crime other than a Class 2 misdemeanor domestic violence/assault conviction in January 1990. The "assault" involved tossing a turkey at his estranged spouse during the course of an argument. (Richards Ex. R1, p. 4)

**E. Rehabilitation**

18. Richards has not used marijuana since December 31, 1991. Random drug tests administered by his probation officer beginning in July 1992 confirm that Richards has not used any illegal drugs since that time. He has never used any illegal drug other than marijuana. (Id.; Richards Ex. R27.) According to his probation officer, Richards has complied with the conditions of his probation and has posed no significant supervision problems. (Id.)

19. In the mid-1980's, Richards became a born-again Christian. Since that time, as his faith grew and deepened, he

came to realize that his use of marijuana, while strictly for personal purposes, was wrong. He had justified his marijuana use by the fact that it did not harm anyone else or himself. For him, it was a mild stimulant, much like coffee. Richards regrets his marijuana use, but is now focused on the present and the future, not on the past. He is committed to serving his community through the Station. (Richards Ex. R1, pp. 4-5.)

20. Based upon many letters from and conversations with listeners, Richards believes his Station provides a valuable programming service to members of the Sierra Vista community and the surrounding area. He is excited about continuing to provide this service to the community and hopefully expanding this service by providing local programming. He is afraid that if his license is taken away, TBN's valuable programming will no longer be available to his listeners. If his license is renewed, he pledges to continue to provide quality programming to his community. (Id. at p. 5.)<sup>4/</sup>

**F. Station Operations**

21. The Station has received no complaints and has not been cited for any FCC rule violations. (Tr. 178.)

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<sup>4/</sup> With respect to the pending application to assign the Station's license to Lisa Weick, Richards' mother, Richards testified that the application was filed based on the advice of counsel prior to Richards' conviction in an effort to keep the Station operational and unaffected by his possible conviction. Richards no longer intends to assign the Station's license. He will continue to operate the Station if the Renewal Application is granted. (Tr. 141-145.)

**G. Evidence Concerning Richards' Character**

22. Twenty-five residents of the Sierra Vista, Arizona area, each of whom was aware of Richards' marijuana offense, testified in support of Richards' good character and the renewal of his license. The testimony of each witness is summarized below.

(1) Raymond H. Atchinson.

23. Raymond H. Atchinson is a resident of Hereford, Arizona, and has known Richards for approximately 23 years. (Richards Ex. R2, p. 1.) Mr. Atchinson testified that for years Richards visited him and his family of five children every fall and gave them groceries. He said Richards always wanted to help him in other ways during the summer and that Richards loves to help people by giving. (Id.)

24. Mr. Atchinson, who is 71 years old, said the Station is the best thing that has happened to his community since he moved there in 1958. In his opinion, Richards is a very honest man. (Id.)

(2) John R. Cantral

25. John R. Cantral is a resident of Hereford, Arizona (approximately 12 miles outside of Sierra Vista). He is an evangelist and a missionary. He has known Richards for approximately 10 years, both as a friend and a business associate. They have many mutual friends and share various mutual interests. (Richards Ex. R3, p. 1.)

26. In Mr. Cantral's opinion, Richards is a man of integrity -- the type of man he would trust with his bank account or his wife. He believes Richards leads as good a life as almost anyone he knows and that Richards wants to be a genuine asset to his community. (Id.)

27. Mr. Cantral is involved in several groups and organizations in which Richards is also involved. According to Mr. Cantral, nearly everyone in these groups thinks highly, not only of Richards, but also of what he is doing for his community. (Id.)

(3) Dwight Collins

28. Dwight Collins is a farmhand who resides in Hereford, Arizona. He has known Richards since February 1993. He believes Richards is providing an inestimable amount of community service through the Station. Mr. Collins believes it is Richards' "time" to provide service because he has the vision for growth (Trinity Broadcasting Network in every home, business, school, etc. in Cochise County, Arizona) that no one else has for the area. (Richards Ex. R4, p. 1.)

29. Mr. Collins testified that Richards has always been honest and forthright with him. Richards knows he did wrong, has so stated and is doing everything in his power to rectify that. Mr. Collins believes Richards deserves a second chance and urged the Commission to give Richards that chance. (Id. at pp. 1-2.)

(4) Albert N. Dubois

30. Albert N. Dubois is retired and a resident of Sierra Vista, Arizona. He has known Richards since approximately March 1993 primarily as a result of the numerous UHF antennas he installed for Station viewers. (Richards Ex. R5, p. 1.)

31. Mr. Dubois has found Richards to be honest and trustworthy, hard-working and unselfish with a clean and moral attitude. (Id.) Mr. DuBois said it would be a sad day if Richards were not granted a renewal of his license. (Id. at pp. 1-2.)

(5) Leona Erber

32. Leona Erber is a resident of Sierra Vista and has been Richards' friend since approximately November 1992. She testified as to the time and effort he put into bringing Trinity Broadcasting Network into the homes in the Sierra Vista community with no selfish motives. (Richards Exhibit R6, p. 1.)

33. Ms. Erber testified that Richards is a good businessman and has a reputation for honesty in the community. He is always ready to give a helping hand and has done so many times, not only for herself but for many others. Ms. Erber said she could vouch for Richards' honesty and integrity in all matters for the entire length of their friendship. She added that the Station is the only one she watches and that she supports renewal of Richards' license. (Id.)

(6) Claude R. Fowler

34. Claude R. Fowler is a resident of Sierra Vista and a computer specialist with the Department of the Army. He has known Richards since approximately November 1991 as a fellow member of the Full Gospel Businessmen's Fellowship International. He has also dealt with Richards as a businessman. (Richards Ex. R7, p. 1.)

35. Mr. Fowler believes Richards to be of good character. While he does not personally know of Richards' guilt or innocence of the drug charge, the important point to him is that Richards has admitted to himself and others that he did wrong and is willing to "take his medicine." Mr. Fowler believes that given the chance Richards will provide a contribution to his community. He has dealt with Richards in a business sense and has found him to be a man of his word. (Id. at p. 2.)

(7) James L. Hawk, Jr.

36. James L. Hawk, Jr. is a resident of Huachuca City, Arizona, and is an electronics engineer. He has known Richards since approximately November 1991. They both attend the same small church with a congregation of about 70 people. Mr. Hawk said in a church this small, everyone gets to know everyone and there are not many secrets. Mr. Hawk and Richards have attended church services, Sunday School, mens' meetings, moving parties, picnics, celebrations and a myriad of other functions together. (Richards Ex. R8, p. 1.)

37. Mr. Hawk observed that everyone has hidden secrets not shared with others. He noted, however, that Richards has

been very truthful and honest since Mr. Hawk first met him. He never tried to cover up his past problems with marijuana and how he convinced himself it was alright to use it. Mr. Hawk said Richards is off the drug and is one of the hardest working, almost driven, people he has ever met. In his opinion, Richards wants to make the Station a success in part to make up for his past life. Mr. Hawk said Richards spends hours putting up antennas for people so that they can receive the Station's signal. He noted Richards does not charge for his labor, just the cost of his materials. If you have your own materials, Richards will do it for free. He said Richards is always willing to help. Richards' helper on his new ranch is a recovering alcoholic and a new Christian. (Id. at p. 2.)

38. As an example of Richards' character, Mr. Hawk noted that when a friend of his was in the hospital dying from cancer, Richards visited the hospital to pray for him and to take turns sitting with him even though he did not know Mr. Hawk's friend. He said if there is a problem Richards is always ready to help with his "farmer" "can do" attitude. If someone needs help moving, Richards is there. (Id.)

39. Mr. Hawk commented that running the Station will not provide large financial rewards for Richards. Mr. Hawk said Richards put the Station together on a shoestring and a prayer because he was driven by God to it. Mr. Hawk would hate to think that a past mistake for which Richards has already paid could

prevent him from doing something good for the Sierra Vista area.  
(Id. at pp. 2-3.)

(8) Pete Hawker

40. Pete Hawker is a resident of Sierra Vista and a carpenter. He has known Richards for approximately 10 years. He has never heard of Richards cheating or hurting anyone.

(Richards Ex. R9, p. 1.)

41. Mr. Hawker testified that when Richards put his time, money and energy into building the Station for the community, he did the community a great service. He said the community very much appreciates what Richards has done because many in the community cannot afford a satellite to choose the channel they want. Now, for just a few dollars, they have antennas that can pick up a Christian station all day long. Mr. Hawker urged the Commission to allow Richards to continue to operate the Station. (Id. at pp. 1-2.)

(9) Alma Hunter

42. Alma Hunter is a 78-year old widow who resides in Bisbee, Arizona. She has known Richards since approximately February, 1992. During this time she has found Richards to be a very hard-working and dedicated person. She knows Richards has a past he is not proud of but she is thankful he has left that and is now going forward. She admires Richards for single-handedly taking on the task of operating the Station. She prays the Station is never taken off the air. She said Richards' efforts have benefited many in Cochise County. (Richards Ex. R10.)

(10) Sherry L. Hunter

43. Sherry L. Hunter resides in Bisbee, Arizona. She has known Richards since approximately February 1993. Since she met him, they have established a strong working relationship. Ms. Hunter has helped him install a few of the many antennas he has installed and has gone with him to check on the Station's antenna atop Juniper Flats. She said Richards sees to it that the Station works properly and that anyone who wants to receive the signal has an antenna whether they can afford it or not.

(Richards Ex. R11, p. 1.)

44. Ms. Hunter finds Richards to be the hardest working individual she has ever met. Whether he is farming or installing an antenna, he is thinking of how to do it better, quicker or more efficiently. He is an active member of the Sierra Vista Chapter, Full Gospel Businessmen's Fellowship International, and has been for some time. She said the folks there really appreciate Richards and are thankful for what he has added to the community. Often, the president of the Chapter will ask Richards to speak for a moment or two just to note that he is present in the event someone has questions regarding the Station.

(Id.)

45. Ms. Hunter testified that Richards deals daily with a large variety of people in his community, from people interested in TBN to people who work at the farm, churches, meetings and health food stores that buy his produce, and neighbors who pop in just to see what is growing. In Richards'

contact with all these people and others, she has always seen him to be fair, truthful, willing and helpful. (Id.)

46. Ms. Hunter said that knowing about Richards' past makes it difficult to believe he is the same person she knows. She feels very strongly he is a different person with different goals for his life. She said he has established a starting point for Cochise County that could be an important bond to get the community together to help one another. Especially in an area as spread out as Sierra Vista, the Station has been a real blessing for her and, she said, for others she has met. (Id. at pp. 2-3.)

47. In her opinion, Richards has given of himself unselfishly and because of this has established a place for himself in the community. She prays that the Station will remain on the air. (Id. at p. 3.)

(11) Rudolph Izaguirre

48. Rudolph Izaguirre is a resident of Sierra Vista and has been friends with Richards since approximately November 1992. Mr. Izaguirre has the utmost respect for Richards and confidence that whatever he undertakes will be done in a moral and honest manner. He commented that Richards has worked very hard to promote a good Christian television station in the Sierra Vista area. (Richards Ex. R12, p. 1.)

49. Mr. Izaguirre said that while he is aware of Richards' drug conviction in 1992, he is also aware of what Richards has done for the community since then. He expressed his support for the renewal of the Station's license. (Id.)

(12) Yolanda Kelly

50. Yolanda Kelly is a resident of Huachuca, Arizona. She has known Richards since approximately March 1993. She met him when he installed an antenna so that she could receive the Station's signal. (Richards Ex. R13, p. 1.)

51. Ms. Kelly testified that Richards' character is one of honesty. She said Richards has dealt with her and her family as a solid member of the community, a caring Christian who shows it in his life and his work. She said Richards is very understanding and has helped her personally on more than one occasion. (Id. at p. 2.)

(13) Donald R. Kessler

52. Donald R. Kessler is a resident of Sierra Vista and is a computer systems analyst. He has known Richards for approximately three years in the context of church work with the Tree of Life Christian Fellowship, Huachuca City, Arizona.

(Richards Ex. R14, p. 1.)

53. Mr. Kessler has observed Richards on many occasions, both in a personal and public context, and believes him to be of high character and a very truthful individual.

(Id.)

(14) Evelyn W. Love

54. Evelyn W. Love is a resident of Sierra Vista and has been retired since September 1986. She has known Richards since September 4, 1993, when he came to her home to install her

antenna and hook up the booster to her television set. (Richards Ex. R16, p. 1.)

55. All Ms. Love knows about Richards' character is how he respected her in her home while putting in her antenna. She said Richards is trying to provide a Christian service to her community. (Id. at p. 2.)

56. She noted that Richards told her about his drug conviction when he installed her antenna. She appreciated the fact that he did not lead her to believe he was perfect when he could have said nothing and she would never have known anything about him. (Id. at pp. 1-2.)

57. Ms. Love expressed her desire to receive the Station's signal to a couple of women who serve on the same housing task force. They gave her Richards' name. He later contacted her and installed her antenna. She is grateful for Richards and his desire to serve God by providing TBN to the community. (Id. at pp 2-3.)

(15) James L. Mitchell

58. James L. Mitchell is a resident of Sierra Vista and has been a missionary to Mexico since 1975. From 1970 to 1974 he was pastor of the First Baptist Mission of Poteet, Texas. He has known Richards since approximately November 1992, when Richards started coming to church at the Tree of Life Christian Fellowship. (Richards Ex. R17, p. 1.)

59. Mr. Mitchell did not approve of Richards' growing marijuana and is happy Richards was caught. He believes it was

for Richards' good and for society's good as well. He attested that Richards works hard now growing vegetables near St. David, Arizona. (Id. at pp. 1-2.)

60. Mr. Mitchell and many others he has spoken with do not hold against Richards that he did wrong in the past. The good part, Mr. Mitchell believes, is that Richards confessed his past and is working hard on doing right in the present. Part of what is right in Mr. Mitchell's opinion is Richards' efforts to keep the Station going in the community. (Id. at p. 2.)

61. Mr. Mitchell noted that when the Station first came on the air many went out and bought UHF antennas. Richards helped many people put the antennas up and charged no labor cost. He says he has a neighbor to whom Richards sold an antenna on credit. The neighbor lost his job shortly thereafter and told Richards he could retrieve the antenna since he could not pay for it. Richards told him not to worry about it, that he could pay for it whenever he was able to do so. This person has never paid and Richards has never asked him for the money. The purpose of this story, Mr. Mitchell testified, was to describe Richards' character and motives for running the Station. He has spent many hours talking to Richards in his home. He personally believes Richards' desire is to be of service to the community where he lives. Mr. Mitchell urged the Commission to renew the Station's license. (Id. at p. 2.)

62. Mr. Mitchell further stated it is good the Commission would be concerned with Richards' past mistakes,

noting that concern for the past reflects care for the present. He urged the Commission to look closely at the present Richards. (Id. p. 3.)

(16) Curtis Quick

63. Curtis Quick is a resident of Sierra Vista, Arizona. He has known Richards for approximately 12 years. Due to a severe injury incurred several years ago Mr. Quick is a semi-invalid and relies on the TBN programming provided by the Station. He was very grateful to Richards when he installed a television antenna, at no cost, so that he could continue to view TBN when it was taken off of the local cable system. (Richards Ex. R18, p. 1.)

64. Mr. Quick testified that Richards has spent much time and effort, without monetary compensation, promoting the Station for the welfare of the community. He said Richards is well known in the area for his honesty and integrity. (Id. at pp. 1-2.)

(17) Earl W. Shannon

65. Earl W. Shannon is a resident of Benson, Arizona. He has known Richards since approximately April 1992. They attend the same church and Richards has been a guest in his house several times. Mr. Shannon is convinced Richards regrets his past actions and has no intention to repeat them. He considers Richards to be a man of good moral character. Although Mr. Shannon has never been in a situation where he has had to observe Richards' character for truthfulness, in his church and social